United States District Court

WESTERN DISTRICT OF MICHIGAN

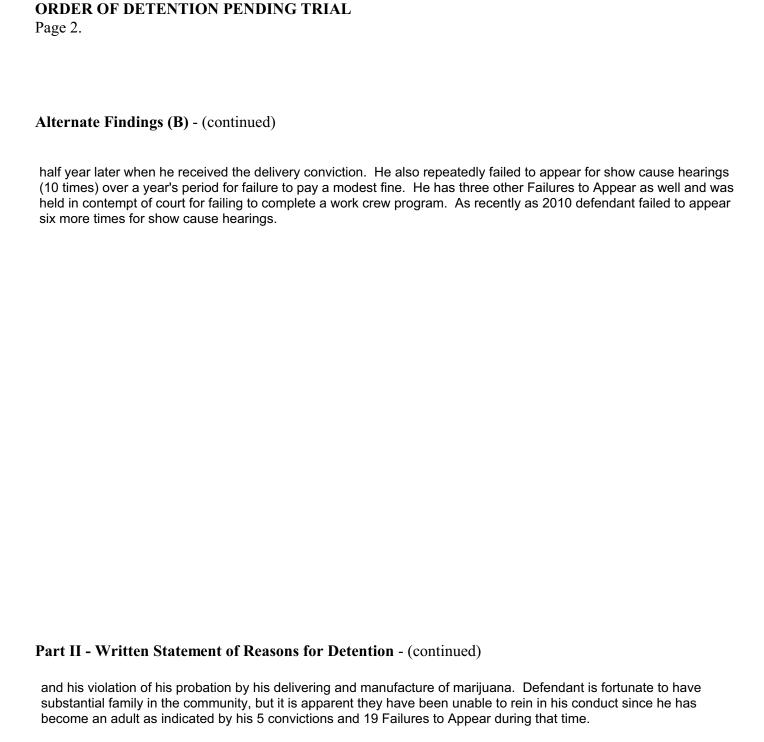
UNITED STATES OF AMERICA

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ORDER OF DETENTION PENDING TRIAL

DAVID GONZALEZ Case Number: 1:11-CR-48	
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	DONZALLZ	
In require tl	n accordance with the Bail Reform Act, 18 U.S.C.§3142(f), the detention of the defendant pending trial in this case.	a detention hearing has been held. I conclude that the following facts
	Part I - Find	dings of Fact
(1)	The defendant is charged with an offense describe offense) (state or local offense that would have been a existed) that is	ed in 18 U.S.C. §3142(f)(1) and has been convicted of a (federal a federal offense if a circumstance giving rise to federal jurisdiction had
	a crime of violence as defined in 18 U.S.C.§315	6(a)(4).
	an offense for which the maximum sentence is	life imprisonment or death.
	an offense for which the maximum term of imp	orisonment of ten years or more is prescribed in
	a felony that was committed after the defendant U.S.C.§3142(f)(1)(A)-(C), or comparable state o	had been convicted of two or more prior federal offenses described in 18 r local offenses.
(2)	The offense described in finding (1) was committed whil offense.	le the defendant was on release pending trial for a federal, state or local
(3)		he (date of conviction) (release of the defendant from imprisonment) for
(4)	Findings Nos. (1), (2) and (3) establish a rebuttable pres	sumption that no condition or combination of conditions will reasonably ommunity. I further find that the defendant has not rebutted this
	Alternate Fi	indings (A)
X (1)	There is probable cause to believe that the defendan	t has committed an offense
	for which a maximum term of imprisonment of under 18 U.S.C.§924(c).	ten years or more is prescribed in 21 U.S.C. § 801 et seq
(2)	The defendant has not rebutted the presumption esta reasonably assure the appearance of the defendant a	blished by finding 1 that no condition or combination of conditions will as required and the safety of the community.
	Alternate F	
(1)		
(2)		
	live in a home with his sister who is a state correction: Defendant voluntarily turned himself in on this charge his brother. He has been using marijuana for the pas adult, defendant has already been convicted on five s	e to Grand Rapids 8 years ago where he lives with his family. He can s officer, another sister, an aunt, his mother, and three nieces. Defendant has no regular income, although he apparently works for t 11 years, smoking an undisclosed amount monthly. As a young separate occasions, two of them for the use or delivery of drugs. After e violated his probation less than a (continued on attachment)
	Part II - Written Statement	of Reasons for Detention
that the	e credible testimony and information submitted at the	e hearing establishes by clear and convincing evidence that
ne alterna onditions	ative, the government has established by a prepond swill assure his presence for future court proceeding	sence of the defendant in light of the unrebutted presumption. Iderance of the evidence that no condition or combination of gs. Defendant has shown repeated contempt for court his repeated failures to pay fines, (continued on attachment)
		Regarding Detention
r on reque	efendant is committed to the custody of the Attorney Geroarate, to the extent practicable, from persons awaiting shall be afforded a reasonable opportunity for private consest of an attorney for the Government, the person in charshal for the purpose of an appearance in connection with	neral or his designated representative for confinement in a correction or serving sentences or being held in custody pending appeal. The isultation with defense counsel. On order of a court of the United States arge of the corrections facility shall deliver the defendant to the United the acourt proceeding.
Dated:	March 1, 2011	/s/ Hugh W. Brenneman, Jr.
		Signature of Judicial Officer
		Hugh W. Brenneman, United States Magistrate Judge Name and Title of Judicial Officer



United States v. **DAVID GONZALEZ**

1:11-CR-48